

TENTATIVE

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD  
SAN DIEGO REGION

RESOLUTION NO. R09-2003-0262

A RESOLUTION MODIFYING THE REGIONAL BOARD'S WAIVER POLICY TO MEET  
REQUIREMENTS OF THE STATE'S OFFICE OF ADMINISTRATIVE LAW

WHEREAS, On September 11, 2002 this Regional Board adopted Resolution No. R09-2002-0186, "Amendment to the Water Quality Control Plan for the San Diego Region (9) to Incorporate a Waste Discharge Requirement Waiver Policy for Certain Specific Types of Discharges." Resolution No. R09-2002-0186 renewed, for a 5-year period, existing waivers of waste discharge requirements for specified categories of discharges which were scheduled to expire on January 1, 2003 pursuant to subdivision (b) of Water Code Section 13269.

WHEREAS, On February 5, 2003 this Regional Board adopted Resolution No. R09-2003-0060, "A Resolution Modifying the Regional Board's Waiver Policy for Consistency with Recent Modifications to the United States Environmental Protection Agency Rule for Confined Animal Feeding Operations." Resolution No. R09-2003-0060 modified Table 4-4 of the Basin Plan to extend the definition of Confined Animal Feeding Operations that must be regulated under the NPDES program.

WHEREAS, subsequent to Regional Board adoption, all Basin Plan amendments require approval by the State Water Resources Control Board and the State Office of Administrative Law before taking effect.

WHEREAS, on March 19, 2003, the State Water Resources Control Board approved the February 2003 version of this Basin Plan amendment and forwarded all documentation to the Office of Administrative Law.

WHEREAS, the Office of Administrative Law has identified areas where corrections need to be made to this Basin Plan amendment and these are considered to be minor changes.

WHEREAS, the Office of Administrative Law may identify additional corrections that require minor changes during the remainder of the review process.

THEREFORE BE IT RESOLVED

That the California Regional Water Quality Control Board, San Diego Region hereby modifies the Waiver Policy to incorporate minor changes to satisfy the requirements of the Office of Administrative Law to read as shown in attachment A to this Resolution; and

If during the remainder of the approval process, the State Water Resources Control Board or the Office of Administrative Law determines that minor, non-substantive corrections to the language of the amendment are needed for clarity or consistency, the Executive Officer may make such changes, and shall inform the Regional Board of any such changes.

ATTACHMENT A TO RESOLUTION NO. R09-2003-0262

(Basin Plan Chapter 4 and Appendix D, Revised June 11, 2003)